

HARVEY DOUGLAS GOFF, JR.
c/o DAVIS COUNTY Jail
INMATE No.: 201105726
PO BOX 130
FARMINGTON, UTAH 84125-0130

LOGGED
FILED
U.S. DISTRICT COURT

2011 SEP -7 A 10:53

DISTRICT OF UTAH


BY: _____
DEPUTY CLERK

IN THE DISTRICT COURT OF THE UNITED STATES - UTAH
CASE NO: 1:11-cr-00060 TC
UNITED STATES OF AMERICA, PLAINTIFF
v.
HARVEY DOUGLAS GOFF

REQUEST FOR CONTINUANCE

AS STEWARD OF THE LIVING FLESH KNOWN AS HARVEY DOUGLAS GOFF, JR.
I HEREBY REQUEST THE ABOVE CAPTIONED MATTER BE CONTINUED
TO ALLOW REASONABLE TIME TO ADDRESS THE DEFICIENCIES IN SAID
MATTER SET FORTH IN THE ACCOMPANYING DECLARATION IN THE NATURE OF
AN AFFIDAVIT DATED 5 SEPTEMBER, 2011.

RESPECTFULLY MADE, THIS 5 DAY OF SEPTEMBER, 2011.

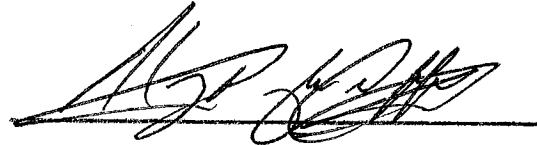

HARVEY DOUGLAS GOFF, JR.
AGENT FOR DEFENDANT

CERTIFICATE OF MAILING

I HEREBY CERTIFY THAT I TENDERED A TRUE COPY OF THE ENCLOSED
REQUEST FOR CONTINUANCE TO A DEPUTY OF THE DAVIS COUNTY
SHERIFF ON 5 SEPTEMBER, 2011 TO THE FOLLOWING:

FOR MAILING ON SEPTEMBER 6, 2011.

UNITED STATES ATTORNEY
185 SOUTH STATE STREET, SUITE 300
SALT LAKE CITY, UTAH 84111



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CASE NO: 1:11-cr-00060
UNITED STATES OF AMERICA, PLAINTIFF
v.
HARVEY DOUGLAS GOFF

DECLARATION IN THE NATURE OF AN AFFIDAVIT

I AM THE STEWARD OF THE LIVING FLESH KNOWN AS HARVEY DOUGLAS GOFF, JR. AND AM OF COMPETENT AGE AND CAPACITY TO TESTIFY. I HAVE PERSONAL KNOWLEDGE OF THE FACTS I SET FORTH HEREIN AND DECLARE THEM TO BE TRUE AND NOT MISLEADING. I MAKE NO OATHS, ALMIGHTY GOD ADJURING ME TO REFRAIN FROM SUCH. UNDER MY UNLIMITED LIABILITY, I DECLARE THE FOLLOWING FACTS ARE TRUE:

1. I RESTATE AND REALLEGE EACH AND EVERY FACT SET FORTH IN MY DECLARATION IN THE NATURE OF AN AFFIDAVIT OF POLITICAL STATUS AND AN AFFIDAVIT OF PROBABLE CAUSE AND AN AFFIDAVIT OF COUNTERCLAIM MADE BY ME THE 31ST DAY OF JULY, 2011, AND FILED IN THIS MATTER "2011 AUG-3 P 1:39".
2. I HAVE NEITHER SEEN NOR BEEN PRESENTED WITH ANY EVIDENCE, AND LIKEWISE, ANY MATERIAL FACT THAT DEMONSTRATES THAT PLAINTIFF, UNITED STATES OF AMERICA, HAS MADE ANY REBUTTAL, ANSWER, RESPONSE OR OTHER OBJECTION TO SAID JULY 31, 2011 ^{DECLARATION}, AND I BELIEVE THAT NO SUCH EVIDENCE EXISTS.

3. A TRUE COPY OF SAID DECLARATION WAS MAILED TO PLAINTIFF'S COUNSEL ON AUGUST 1, 2011 AND DELIVERY OF SAME TO PLAINTIFF'S COUNSEL IS PRESUMED NO LATER THAN AUGUST 4, 2011.
4. MY BELIEF IS THAT THE FEDERAL RULES OF CIVIL PROCEDURE PROVIDE THAT A COUNTERCLAIM MUST BE ANSWERED WITHIN TWENTY DAYS OF PRESENTMENT TO AVOID DEFAULT BY THE SILENT PARTY.
5. I BELIEVE THAT UNITED STATES OF AMERICA IS SILENT TO MY COUNTERCLAIM AND IS, THEREFORE, IN DEFAULT.
6. I AM NOT PRO SE COUNSEL TO THE DEFENDANT IN THE ABOVE CAPTIONED MATTER.
7. I AM BROUGHT TO COURT AGAINST MY WILL AND DO NOT CONSENT TO STATUS AS SURETY FOR HARVEY DOUGLAS GOFF.
8. I HAVE NO AGREEMENT FOR REPRESENTATION WITH TODD UTZINGER.
9. THE DEFENDANT HAS NO AGREEMENT WITH TODD UTZINGER FOR REPRESENTATION.
10. I APPOINT GERRIT TIMMERMAN MY ASSISTANT AND OF COUNSEL IN THE MATTER.
11. I HAVE REQUESTED ACCESS TO DAVIS COUNTY JAIL LAW LIBRARY TO DO LEGAL RESEARCH IN THIS MATTER, AND MY REQUEST FOR ACCESS IS DENIED BY DEPUTY JAQUEZ, A DAVIS COUNTY SHERIFF'S DEPUTY AND PROGRAM DIRECTOR FOR DAVIS COUNTY LAW. SEE EXHIBIT 1 HERETO.
12. I HAVE RECEIVED NO DISCOVERY FROM PLAINTIFF IN ANY MEANINGFUL OR ACCESSIBLE FORMAT. A COMPUTER CD IS NOT ACCESSIBLE FORMAT WHEN I AM DENIED ACCESS TO EQUIPMENT REQUIRED TO VIEW INFORMATION CONTAINED THEREON.
13. THEREFORE, I REQUEST CONTINUANCE OF THIS MATTER UNTIL SUCH TIME THAT I MAY SEE AND COMPREHEND THE EVIDENCE (IF ANY) IN THIS MATTER.

Davis County Jail

Law Library Access Application

Inmate Name: GOFF, HARVEY Booking #: 201105726 Date: 12 AUGUST 2011

PLEASE PROVIDE THE FOLLOWING INFORMATION
Form must be fill out completely

Access is generally granted only to those who are Pro Se (self represented) concerning their pending case.
Access is generally not granted if this concerns a civil matter.

CASE NUMBER: 1114 CR 00060 TC ASSIGNED COURT: USDC - UTAH - Northern
JUDGE'S NAME (If known): TERA CARPENTER CASE TYPE: CIVIL OR CRIMINAL ^{PAPERWORK} _(FEDERAL DIST CT)
LEGAL REPRESENTATION: YES ~~NO~~ NAME OF LEGAL REP: STAND BY COUNSEL
Todd Hutzing _{OR RECORD IS INDICATED}

Provide below a detailed plan of what you will be doing with your time in the law library. Include a list of items you will be looking up and researching. (Use back if necessary)
This is to ensure that you are only working on the approved case and no other matters.

APPROVED OR DENIED BY: Jay

NOTES:

you have legal representation for this case

DEPUTY LAQUEL:

TODD HUTZINGER IS NOT MY ATTORNEY. I HAVE PAPERWORK FROM THE COURT SHOWING THAT HE IS STAND BY COUNSEL WHICH MEANS THAT I AM RESPONSIBLE TO RESEARCH AND PRESENT ARGUMENTS HE IS NOT MY ATTORNEY.

PLEASE RECONSIDER! THANKS

SCANNED

AUG 23 2011

BY _____

EXHIBIT 1

CERTIFICATE OF MAILING

I HEREBY CERTIFY THAT I TENDERED A TRUE COPY OF THE ENCLOSED DECLARATION IN THE NATURE OF AN AFFIDAVIT TO A DEPUTY OF THE DAVIS COUNTY SHERIFF ON 5 SEPTEMBER 2011 FOR MAILING ON 6 SEPTEMBER, 2011 TO THE FOLLOWING:

UNITED STATES ATTORNEY
185 SOUTH STATE STREET, SUITE 300
SALT LAKE CITY, UTAH 84111